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10 **UNITED STATES DISTRICT COURT**
11 **EASTERN DISTRICT OF CALIFORNIA**

12 CLAIRE BRADSHAW,) No. 2:23-cv-1032 DB
13 Plaintiff,)
14 v.) **STIPULATION TO VOLUNTARY**
15 KILOLO KIJAKAZI,) **REMAND PURSUANT TO SENTENCE**
Acting Commissioner of Social Security,) **FOUR OF 42 U.S.C. § 405(g) AND TO**
16 Defendant.) **ENTRY OF JUDGMENT; AND ORDER**
17)
18)

19 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Kilolo
20 Kijakazi, Acting Commissioner of Social Security (“Defendant”), through their undersigned
21 counsel of record, that the above-entitled action shall be remanded to the Commissioner of
22 Social Security for further administrative proceedings.

23 Upon remand, the Appeals Council will remand the case to an Administrative Law
24 Judge (ALJ) to develop the administrative record as necessary, offer Plaintiff a new hearing,
25 and issue a new decision. The parties further request that the Court direct the Clerk of the Court
26 to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision
27 of the Commissioner. The parties agree that reasonable attorney fees will be awarded under the
28 Equal Access to Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

STIPULATION TO REMAND

1 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
2 Social Security Act, 42 U.S.C. 405(g).

3
4 Dated: July 17, 2023

/s/ Jonathan Omar Pena*

JONATHAN OMAR PENA

Attorney for Plaintiff

*Authorized via e-mail on July 17, 2023

PHILLIP A. TALBERT

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10 By: /s/ Heidi L. Triesch

HEIDI L. TRIESCH

Special Assistant United States Attorney

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13 Attorneys for Defendant

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17 **ORDER**

18 Pursuant to the parties' stipulation, IT IS HEREBY ORDERED that:

19 1. Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four
20 of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand") this action is
21 remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth
22 sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g);

23 2. The Clerk of the Court shall enter a final judgment in favor of plaintiff; and

24 3. This action is closed.

25
26 DATED: July 24, 2023

/s/ DEBORAH BARNES

UNITED STATES MAGISTRATE JUDGE